

1 I. NEEL CHATTERJEE (STATE BAR NO. 173985)  
nchatterjee@orrick.com  
2 MICHAEL A. APARICIO (STATE BAR NO. 206300)  
maparicio@orrick.com  
3 DANIEL J. WEINBERG (STATE BAR NO. 227159)  
dweinberg@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
5 Menlo Park, CA 94025  
Telephone: 650-614-7400  
6 Facsimile: 650-614-7401

7 Attorneys for Defendants  
LANCE TOKUDA, JIA SHEN, AND NETPICKLE, INC.

8 KENNETH A. KUWAYTI (CA BAR NO. 145384)  
9 ERIC S. WALTERS (CA BAR NO. 151933)  
kkuwayti@mofo.com  
10 MORRISON & FOERSTER LLP  
755 Page Mill Rd.  
11 Palo Alto CA 94304-1018  
Telephone: 650-813-5600  
12 Facsimile: 650-494-0792

13 Attorneys for Plaintiff/Cross-defendant  
ICONIX, INC.

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15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 OAKLAND DIVISION  
18

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20 ICONIX, INC.,  
21 Plaintiff,  
22 v.  
23 LANCE TOKUDA, JIA SHEN, and  
NETPICKLE, INC.,  
24 Defendants.  
25

Case No. C06-02201 SBA (JCS)

**STIPULATION AND ~~PROPOSED~~  
ORDER MODIFYING NOVEMBER 20,  
2006 MINUTE ORDER RE BRIEFING  
ON PRIVILEGE ISSUES**

**STIPULATION**

Pursuant to Judge Spero's November 20, 2006 Civil Minute Order ("November 20 Order"), the undersigned parties to this stipulation ("Parties") were scheduled to file joint letter briefs on certain privilege issues on January 5, 2007.

As a result of settlement discussions, and to avoid unnecessary burdens on the Parties and the Court, the Parties have stipulated to and request the Court to issue an order modifying the November 20 Order by extending the deadline for filing the joint letter briefs by one week, to January 12, 2007.

IT IS SO STIPULATED.

MORRISON & FOERSTER LLP

Dated: January 5, 2007

\_\_\_\_\_  
/s/ Eric S. Walters /s/

Eric S. Walters  
Attorneys for Plaintiff  
ICONIX, INC.

Dated: January 5, 2007

LAW OFFICES OF MARK MARTEL

\_\_\_\_\_  
/s/ Mark Martel /s/

Mark Martel  
Attorney for Plaintiff  
ICONIX, INC.

Dated: January 5, 2007

ORRICK, HERRINGTON & SUTCLIFFE LLP

\_\_\_\_\_  
/s/ I. Neel Chatterjee /s/

I. Neel Chatterjee  
Attorneys for Defendants  
LANCE TOKUDA, JIA SHEN, AND  
NETPICKLE, INC.

1 Dated: January 5, 2007

WILSON SONSINI GOODRICH & ROSATI

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3  
4 /s/ Tait Graves /s/

Tait Graves

Attorneys for Third Parties

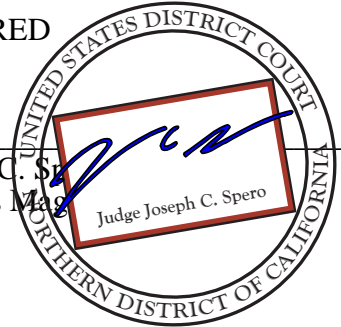
5 LIGHTSPEED VENTURE PARTNERS, LIGHTSPEED  
6 VENTURE PARTNERS VII, L.P., LIGHTSPEED GENERAL  
7 PARTNER VII, LLC , SEQUOIA CAPITAL OPERATIONS,  
8 LLC, SC XI MANAGEMENT, LLC AND SC HOLDINGS  
9 XII, LLC

10 **ORDER**

PURSUANT TO THE STIPULATION, IT IS SO ORDERED

11 Dated: January 8, 2007.

12  
13 Hon. Joseph C. Spero  
United States Magistrate Judge



14 **ATTESTATION**

15 I, Eric S. Walters, am the ECF User whose identification and password are being used to  
16 file this Stipulation and [Proposed] Order Modifying November 20, 2006 Minute Order Re  
17 Briefing on Privilege Issues.

18 Pursuant to General Order 45.X.B., I hereby attest that I. Neel Chatterjee of Orrick,  
19 Herrington & Sutcliffe LLP, counsel for Defendants Lance Tokuda, Jia Shen, and Netpickle, Inc.,  
20 Mark Martel, counsel for Plaintiff Iconix, Inc., and Tait Graves, counsel for Third Parties  
21 Lightspeed Venture Partners, Lightspeed Venture Partners VII, L.P., Lightspeed General Partner  
22 VII, LLC , Sequoia Capital Operations, LLC, SC XI Management, LLC and SC Holdings XII,  
23 LLC, have concurred in this filing.

24 Dated: January 5, 2007

25  
26 /s/ Eric S. Walters /s/

Eric S. Walters